

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

ROBERT E. SPRUILL,	)	
	)	
Plaintiff,	)	
	)	
v.	)	1:06CV00116
	)	
DUKE POWER CO.,	)	
	)	
Defendant.	)	

**J U D G M E N T**

For the reasons set out in an Order entered contemporaneously with this Judgment,

**IT IS ORDERED AND ADJUDGED** that plaintiff's request to proceed as a pauper is denied, and that this action be, and the same hereby is, dismissed pursuant to 28 U.S.C. § 1915(e) for being frivolous and/or for failing to state a claim upon which relief may be granted.

This the day of March 20, 2006

/s/ N. Carlton Tilley, Jr.  
United States District Judge